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SUPERFUND DIV.
DIRECTOR'S OFC.

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VIA OVERNIGHT DELIVERY

August 19, 2011

Mr. Kevin Shade
Enforcement Officer
Superfund Enforcement Assessment Section (6SF-TE)
U.S. EPA-Region 6
1445 Ross Avenue
Dallas, TX 75202-2733

Re: Gulfco Marine Maintenance Superfund Site, Freeport, Brazoria County, Texas SSID No. 06JZ

Dear Mr. Shade:

This letter and its attachments constitute the initial response of ConocoPhillips Company ("ConocoPhillips") to the EPA's Information Request letter, dated July 5, 2011, regarding the Gulfco Marine Maintenance Superfund Site (the "Site"). ConocoPhillips was granted a two week extension time, or until August 22, 2011, to answer the request.

ConocoPhillips has provided information regarding employees and former employees consulted in preparation of the response and requests that any contact with these employees be made through Paul Hamada, Senior Counsel, ConocoPhillips. Please be advised that ConocoPhillips is providing this response on behalf of Conoco Inc., a predecessor company to ConocoPhillips, and that Mr. Hamada has been designated as the legal representative for this matter.

ConocoPhillips has made a diligent search of its records and conducted an investigation of its involvement with the Site, and we are confident that the responses contained herein are accurate to the extent that information is currently available.

ConocoPhillips will continue its efforts to locate additional information that may be responsive to this information request. Accordingly, nothing contained herein shall be interpreted or construed as an admission or waiver of any claims, rights or defense of ConocoPhillips, and ConocoPhillips reserves any and all claims, rights and defense relating to the matters addressed herein including the right to amend or supplement this response. Should such information or records be located or identified pursuant to these efforts, ConocoPhillips will provide supplements to this response.

Please direct any further communications regarding this matter to Stacey Carter, HS&E Legal Specialist, ConocoPhillips Company, ML 2067, Legal Downstream Group, 600 North Dairy Ashford, Houston, TX 77079, Phone (281) 293-1579.

Sincerely,

Mark Aebi
Manager, Environmental Risk
Attachments

cc: Ann Anderson, Claims Consultant, RM&R
Paul Hamada, Senior Counsel
Stacey Carter, HS&E Legal Specialist



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**CONOCOPHILLIPS COMPANY ("CONOCOPHILLIPS")
RESPONSE TO
JULY 8, 2011 EPA REQUIRED SUBMISSION OF INFORMATION
Gulfco Marine Maintenance Superfund Site ("Gulfco")
Freeport, Brazoria County, Texas SSID No. 06JZ**

GENERAL OBJECTIONS

ConocoPhillips asserts the following general privileges, protections and objections with respect to the information request ("Requests").

1. ConocoPhillips asserts all privileges and protections it has in regard to the documents and other information sought by EPA, including the attorney-client privilege, the attorney work product doctrine, all privileges and protections related to materials generated in anticipation of litigation, the settlement communication protection, the confidential business information ("CBI") and trade secret protections, and any other privilege or protection available to it under law.
2. ConocoPhillips objects to the Request to the extent that they purport to require ConocoPhillips to seek and collect information and documents in the possession, custody or control of individuals not within the custody or control of ConocoPhillips. EPA lacks the authority to require ConocoPhillips to seek information not in its possession, custody or control.
3. ConocoPhillips objects to the Requests for "documents" to the extent it extends to documents not in ConocoPhillips possession, custody, or control.
4. ConocoPhillips objects to the Requests to the extent they are overbroad in scope, unauthorized by law to the extent it is overbroad, and unduly burdensome.
5. These responses are not and should not be taken as an admission or waiver of any kind to the jurisdiction, statutory authority or regulatory authority of the United States Environmental Protection Agency ("EPA") for this information request or any EPA remedial actions.

QUESTIONS AND RESPONSES REGARDING CONOCOPHILLIPS

1. Provide the full legal name and mailing address of the Respondent.

Response

**ConocoPhillips Company
600 North Dairy Ashford
Houston, TX 77079**

2. Identify and provide the full name, title, business address, and business telephone number for each person answering these questions on behalf of the Respondent, and each person(s) that was relied on or consulted with in the preparation of the answer.

Response

Paul Hamada
Senior Counsel
ConocoPhillips Company
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**Shannon Shelton
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**Monte Coody
Operations Supervisor Docks
ConocoPhillips Company
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Westlake, LA 70669
337-491-5846
Monte.J.Coody@conocophillips.com**

3. If Respondent wishes to designate an individual for all future correspondence concerning this Site, including legal notices, please provide the individual's name, address and telephone number.

Response

**Paul Hamada
Senior Counsel
ConocoPhillips Company
600 North Dairy Ashford, ML2080
Houston, TX 77079
281-293-1036
Paul.Hamada@conocophillips.com**

Specific Information relating to Site Operations

4. Identify and include a brief description of the nature, timeframe(s) and status of the Respondent's business relationships with Gulfco Inc., Gulfco Marine Maintenance, Inc., Fish Engineering and Construction, Inc., Hercules Marine Services Corporation, LDL Coastal Limited L.P., LDL Management LLC, and any other previous or current owner or operator of the Site.

Response

On July 12, 2011, ConocoPhillips was provided with certain documentation from EPA allegedly linking it to the Site (see documents attached as Exhibit A). The evidence received from EPA indicated that DuPont/Conoco conducted some type of business with the Site in 1989 and 1990. ConocoPhillips has focused the scope of its investigation primarily on the former Conoco Inc.

ConocoPhillips has conducted a diligent search of its records and found no documents or information relating to Gulfco Inc., Gulfco Marine Maintenance, Inc., Fish Engineering and Construction, Hercules Offshore Corporation, LDL Coastal Limited L.P., or LDL Management LLC.

ConocoPhillips has consulted and interviewed current and former employees regarding this request and none have any recollection of doing business with Gulfco Inc., Gulfco Marine Maintenance, Inc., Fish Engineering and Construction, Hercules Offshore Corporation, LDL Coastal Limited L.P., or LDL Management LLC.

Other than the information provided by the EPA, ConocoPhillips has uncovered no information or documentation regarding a relationship that it or any of its predecessor companies may have had with this Site. ConocoPhillips will supplement this response should any information become available.

5. Identify all transactions with the Site owners and/or operators of the Site that resulted in materials being sent to the Site by you for any purpose, including but not limited to barge cleaning. Identify and provide all documents related to each transaction, including but not limited to invoices, manifests, shipping papers, bills of lading, receipts, log book entries, trip tickets, work orders, contracts, documents showing the nature of the materials involved, and any EPA and/or State environmental filings or correspondence. For each transaction, identify and state:
 - a. The type and purpose for the transaction;
 - b. A description of the materials involved, including their quantity and chemical content and characteristics;
 - c. Any amount paid by you in connection with each transaction;
 - d. The date of each transaction; and
 - e. The date the materials were sent to the Site.

Response

Please refer to the response to Question 4 above.

6. Identify all persons, including the Respondent, who may have arranged for disposal or treatment or arranged for transportation for disposal or treatment of materials, hazardous materials, hazardous substances, and/or hazardous wastes (materials) from various facilities to the Site. This information shall identify and state, but not be limited to the following:
 - a. The persons with whom the Respondent made such arrangement;
 - b. The precise locations from which these materials originated;
 - c. The nature, including the chemical content, characteristics, physical state (e.g., solid or liquid) and quantity (e.g., volume or weight) of all materials involved in each such arrangement;
 - d. All tests, analyses, analytical results, and manifests concerning each material involved in such transactions;
 - e. The persons who selected the location to which the materials were to be disposed and/or treated. In particular, the persons who selected the Site as a location for disposal and/or treatment of materials. This information shall include where these persons intended to have the materials involved in each arrangement treated or disposed and all evidence of their intent.

- f. The amount paid in connection with each such arrangement, the method of payment, and the identity of the persons involved in each payment transaction; and
- g. Provide contracts or other documents reflecting such arrangements for transportation, disposal, and/or treatment of materials.

Response

Please refer to the response to Question 4 above.

- 7. Identify the corporate relationship(s) (such as successor by name change, successor by merger, etc.) between the named recipient of this request and its related entities as named as the time materials were sent by Respondent to the Site. Provide the corporate records which document that corporate relationship(s), including but not limited to documents related to mergers, acquisitions, sales and assignments of liability.

Response

Please refer to the response to Question 4 above. On September 30, 1981, Conoco Inc. became a wholly owned subsidiary of DuPont. On May 25, 1998, DuPont announced an initial public offering of 20 percent of Conoco Inc. Conoco Inc.'s stock began trading on October 22, 1998, and on August 9, 1999, Conoco Inc. officially became an independent company again. Conoco Inc. merged into Phillips Petroleum Company on December 31, 2002, and Phillips' name changed to ConocoPhillips Company.

The corporate documents related to the above-mentioned transactions are too voluminous to produce, but if there are specific documents needed, ConocoPhillips is willing to consider such a request.

- 8. List all federal, state, and local permits, identification numbers, and/or registrations issued to the Respondent's operation for the storage, transport, and/or disposal of materials. Include respective permit numbers.

Response

ConocoPhillips specifically objects to the scope of this request on the grounds that it is unduly broad and burdensome given the size and scale of ConocoPhillips' operations. ConocoPhillips is a large, international integrated energy company with facilities throughout the United States and the world. ConocoPhillips and its predecessor companies have been involved in the oil and gas business for many years. There are a multitude of permits, identification numbers and registrations issued to ConocoPhillips. There are numerous carriers that may have transported materials on its behalf over the years. There are also numerous filings with federal, state, and local agencies by the Respondent. The task of determining and identifying all of them would be extremely difficult and almost impossible.

Alternatively, ConocoPhillips requests that EPA provide more specificity regarding the barge(s) or other vessel(s) that may have been sent to the Site from DuPont/Conoco.

9. Provide names and addresses for all carriers who transported materials on behalf of Respondent to hazardous waste treatment, storage, or disposal facilities permitted by EPA or the State.

Response

Please refer to the response to Question 8 above.

10. Identify whether a Notification of Hazardous Waste Activity was ever filed with EPA or the corresponding agency or official of the State. This information shall include, but not be limited to the following:
 - a. The date of such filing;
 - b. The wastes described in such notice;
 - c. The quantity of the wastes described in such notice; and
 - d. The identification number assigned to such facility by EPA or the State.

Response

Please refer to the response to Question 8 above.

11. Identify all federal, state, and local offices and agencies to which the Respondent has sent or filed hazardous substance or hazardous waste information and state the years during which such information was sent or filed.

Response

Please refer to the response to Question 8 above.

EXHIBIT A

1992 MARINE DIVISION

FORECAST

	JAN	FEB	MAR	APR	MAY	JUN	JULY	AUG	SEPT	OCT	NOV	DEC	TOTAL
DOW MECHANICAL	30,000	40,000	45,000	70,000	105,000	140,000	160,000	100,000	90,000	65,000	55,000	50,000	950,000
OTHER MECHANICAL	67,000	65,000	65,000	60,000	65,000	90,000	60,000	30,000	25,000	20,000	20,000	15,000	582,000
NON-BARGE	5,000	14,000	16,000	25,000	40,000	50,000	60,000	65,000	50,000	40,000	30,000	20,000	415,000
DOW CLEANING	55,000	65,000	85,000	86,000	95,000	96,000	90,000	80,000	70,000	70,000	60,000	50,000	902,000
OTHER CLEANING	24,000	22,000	16,000	21,000	21,000	21,000	20,000	10,000	10,000	10,000	10,000	10,000	195,000
TOTAL REVENUE	181,000	206,000	227,000	262,000	326,000	397,000	390,000	285,000	245,000	205,000	175,000	145,000	3,044,000
PERSONNEL	76,000	90,000	102,000	117,000	146,000	178,000	177,000	125,000	107,000	90,000	75,000	60,000	1,343,000
OPERATING EXPENSE	75,000	80,000	85,000	95,000	110,000	135,000	135,000	98,000	90,000	75,000	65,000	55,000	1,098,000
G & A INTEREST	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	360,000
NET PROFIT	0	6,000	10,000	20,000	40,000	54,000	48,000	32,000	18,000	10,000	5,000	0	243,000
					CAPITAL EXPENSE								
SHED	16,500	16,500	16,500	16,500	16,500	16,500	16,500						115,000
	Const weld supplies 8,000	New 1-ton truck 12,000	Repair old 1-ton 5,000	Fence 12,000	New Vacuum 65,000	Overhaul A/C 8,000	Repair Rail 20,000		Repair Boiler 40,000				170,000
Overhead Labor Total	4,086	4,050	5,096	5,063	4,033	6,735	5,083	2,936	2,450	1,866	1,866	1,769	45,033
Overhead Shed	2,050	1,600	2,160	2,030	1,000	2,050	2,050						12,940

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REVENUE AND EXPENSE

	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
ACCUMULATED GALLONS	60,000	70,000	85,000	90,000	95,000	95,000	93,000	75,000	72,000	62,000	50,000	40,000	887,000
Wash Water Revenue @ .35/gal.	12,000 X .20	24,500 X .35	29,750	31,500	33,250	33,250	32,550	26,250	25,200	21,700	17,500	14,000	\$301,450
Labor Cost Shift water	1166	1750	1750	2333	2333	3499	2333	1750	1750	1166	1166	583	21,579
Drum Cost			38,700			38,700		42,940				40,320	159,660
Barge Rental			5,000			5,000		5,000				5,000	20,000
Pump Rental			2,000			2,000		2,000				2,000	8,000
Labor to Load Barge			486			486		486				486	1,944
Profit													\$ 90,267

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COMPARISON REPORTING OF
VENDOR REVENUE YEARLY BASIS

VENDOR	1989	1990	1991
LOADING/UNLOADING	\$164,339.10		
SLOP	38,015.43		
BASF	23,778.31	271,655.28	
DOW CHEMICAL	1,358,852.06	1,290,095.44	
NATIONAL MARINE	158,281.52	426,631.11	
HOLLYWOOD MARINE	208,061.52	93,776.51	
DUPONT/CONOCO	79,423.00	33,870.85	
MCDONOUGH MARINE	137,737.34	46,431.39	
ALAMO INLAND	2,432.72		
RIVERSIDE VENTURE	1,019.50		
HORNBECK OFFSHORE	324.00		
THOMAS PETROLEUM	9,719.95		
SANDEFER COMPANY	9,085.84		
LEBEOUF BROTHERS	1,439.50		
MARINE TRANSPORT	7,830.00		
MARINE INLAND	1,993.00		
HYDRAULIC HOSE	815.13		
TRANSPORT CONCEPTS	900.00		
BREWER	1,151.50		
BREATHWIT	2,844.43		
STOLT/NIELSEN	13,204.76		
RUTHERFORD OIL	42,598.50		
GULF INTRACOASTAL	19,768.93		
TIDE PRODUCTS	4,258.00		
POINT MARINE	19,355.77		

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MECHANICAL JOBS

CUSTOMER	DATE STARTED	DATE COMPLETED	BARGE NAME	BARGE NUMBER	AMOUNT INVOICED
DOW CHEMICAL	6/89	8/89	DC-240	259-1	\$113,000.00
DOW CHEMICAL	8/23/89	9/89	Hoses	364-1	68,700.00
DOW CHEMICAL	8/29/89	10/89	DC-385	372-1	141,494.71
HOLLYWOOD MARINE	8/22/89	10/89	HOLLY-2018	362-1	123,257.22
DOW CHEMICAL	10/17/89	11/89	DC-315	445-1	54,966.59
NATIONAL MARINE	10/30/89	1/90	NMS-3104	462-1	148,184.00
GULF INTRACOASTAL	1/19/90	2/90	GIM-1114	562-1	96,312.00
BASF CORP	2/5/90	3/90	ETT-115	592-1	52,067.79
NATIONAL MARINE	3/9/90	5/90	DM-923	645-1	121,250.31
DOW CHEMICAL	6/2/90	6/13/90	DC-445	757-1	56,768.41
DOW CHEMICAL	6/2/90	6/18/90	DC-385	756-1	68,828.85
UNION CARBIDE	5/27/90	6/90	USL-465	747-1	118,639.68
CHEMSERVE	2/12/90	5/90	DC-440	607-5	109,234.79
HOLLYWOOD MARINE	6/5/90	7/90	HOLLY 1030	761-1	67,005.25
MID-COAST	7/10/90	10/90	MC-600	796-1	186,124.58
DOW CHEMICAL	11/21/90	12/13/90	DC-357	952-1	52,530.28
NATIONAL MARINE	11/27/90	2/91	NMS-3100	950-1	134,349.62
GULF INTRACOASTAL	1/9/90		GIM-108	1003-1	115,000.00 ??

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